



General Assembly

February Session, 2014

Raised Bill No. 5312

LCO No. 1198



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

***AN ACT REQUIRING AN ONLINE EXPLANATION BY THE
DEPARTMENT OF ADMINISTRATIVE SERVICES OF ANY CONTRACT
EXTENDED WITHOUT USING COMPETITIVE BIDDING.***

Be it enacted by the Senate and House of Representatives in General
Assembly convened:

1 Section 1. Section 4a-59a of the 2014 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2014*):

4 (a) No state agency may extend a contract for the purchase of
5 supplies, materials, equipment or contractual services which expires
6 on or after October 1, 1990, and is subject to the competitive bidding
7 requirements of subsection (a) of section 4a-57, without complying
8 with such requirements, unless the Commissioner of Administrative
9 Services makes a written determination, supported by documentation,
10 that (1) soliciting competitive bids for such purchase would cause a
11 hardship for the state, (2) such solicitation would result in a major
12 increase in the cost of such supplies, materials, equipment or
13 contractual services, or (3) the contractor is the sole source for such

14 supplies, materials, equipment or contractual services. Except in the
15 case where the contractor is the sole source as set forth in subdivision
16 (3) of this subsection, the commissioner shall solicit at least three
17 competitive quotations in addition to the contractor's quotation, and
18 shall make a written determination that no such competitive quotation
19 which complies with the existing specifications for the contract is
20 lower than or equal to the contractor's quotation. Any such contract
21 extension shall be based on the contractor's quotation. No contract may
22 be extended more than two times under this section.

23 (b) Notwithstanding the provisions of subsection (a) of this section,
24 the Commissioner of Administrative Services may, for a period of up
25 to one year from the date such contract would otherwise expire, (1)
26 extend any contract in effect on May 1, 2005, with a value of fifty
27 thousand dollars or more per year, to perform any of the following
28 services for the state: Janitorial, building maintenance, security and
29 food and beverage, provided any such extension shall include any
30 applicable increase in the standard wage and the payroll burden to
31 administer the standard wage, as established by the Labor
32 Department, or (2) extend an existing contract if the commissioner
33 certifies in writing that failure to provide such extension would
34 compromise the continuity of state agency systems or operations.

35 (c) If any contract is extended pursuant to this section without
36 complying with the competitive bidding requirements of subsection
37 (a) of section 4a-57, the Commissioner of Administrative Services shall
38 post an explanation of the reasons for such noncompliance on the
39 Department of Administrative Services' Internet web site. Not later
40 than January fifteenth of the year following any such extension, the
41 Commissioner of Administrative Services shall submit a report, in
42 accordance with the provisions of section 11-4a, to the joint standing
43 committees of the General Assembly having cognizance of matters
44 relating to government administration and appropriations and the
45 budgets of state agencies. Such report shall include all such
46 explanations posted during the preceding year.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2014</i>	4a-59a
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Statement of Purpose:

To require the Department of Administrative Services to post on its web site an explanation of any contract extension entered into without complying with competitive bidding requirements and to submit an annual report containing any such explanations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]